



West Virginia State Police
725 Jefferson Road
South Charleston, West Virginia 25309-1698
Executive Office

Colonel Jan Cahill
Superintendent

July 31, 2019

Jake Zuckerman
Charleston Gazette Mail
1001 Virginia Street, East
Charleston, West Virginia 25301

RE: FOIA Request- Nathan Scott Stepp

Dear Mr. Zuckerman,

The West Virginia State Police is in receipt of your Freedom of Information Act request, please see the following responses:

1. Any reports by the West Virginia State Police's Professional Standards section that involve an investigation into the conduct of Trooper Nathan Scott Stepp pursuant to your emailed request on July 24, 2018 for "documents relating to Trooper Scott Stepp and an incident between him and Joshua Settle in April 2017;

The document you have requested has been located, please remit check or money order payable to the West Virginia State Police in the amount of \$20.00 to the address above to the attention of "Legal Division", the document will be mailed to you upon receipt of payment or you may make arrangements to come and view the document.

For "other Professional Standards reports into Trooper Stepp", your request as written is too broad. Pursuant to W.Va. Code § 29B-1-3(d): All requests for information must state with reasonable specificity the information sought.

2. The Professional Standards Section's Annual Statistical Report concerning its activities from Fiscal Year 2019, which "shall be available to employees and members of the public", per Administrative Rule 81-10-3.5;

At this time, the 2019 Fiscal Year report is still being prepared by Professional Standards Section.

Integrity Fairness Respect Honesty Courage Compassion

3. All “quarterly, biannual and yearly reports” produced by the Early Identification System for the West Virginia State Police Internal Review Board between 2014 and the present day, as outlined in Administrative Rule 81-10-9;

Pursuant to 81CSR10 §81-10-6, the West Virginia State Police does not retain records and documents after a period of four (4) years has elapsed. Therefore any reports concerning 2014 have been purged.

For the 2015 to 2017 reports, we are asking for additional time in which to determine what documents are in the possession of the West Virginia State Police and what can be furnished pursuant to your request. I apologize for any inconvenience this may cause you.

As of January 1, 2018, the Professional Standards Section began using real-time software that immediately identifies employees who need reviewed pursuant to the Early Identification System. Traditional reporting methods are therefore no longer obtainable.

Please let us know if have any questions.

Sincerely,

Mendi Craddock

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